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9 THOMAS WEISEL PARTNERS LLC and
THOMAS WEISEL INTERNATIONAL
PRIVATE LIMITED

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11 UNITED STATES DISTRICT COURT
12 NORTHERN DISTRICT OF CALIFORNIA
13 SAN FRANCISCO DIVISION

HOWARD
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15 THOMAS WEISEL PARTNERS LLC, a
16 Delaware limited liability company, and
17 THOMAS WEISEL INTERNATIONAL
PRIVATE LIMITED, an Indian company,

18 Plaintiffs,

19 v.

20 BNP PARIBAS, a French corporation, BNP
21 PARIBAS SECURITIES (ASIA) LIMITED,
a Hong Kong company, and PRAVEEN
CHAKRAVARTY, an individual,

22 Defendants.

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No. CV-07-06198 MHP

Action Filed: December 6, 2007

STIPULATION AND [PROPOSED]
ORDER RESCHEDULING HEARINGS
AND SETTING SCHEDULE FOR
REMAINING BRIEFING ON PENDING
MOTIONS TO DISMISS(Civil L. R. 6-2)

1 WHEREAS, on March 7, 2008, Defendants BNP Paribas and BNP Paribas Securities
 2 (Asia) Limited (collectively “the BNP Paribas Defendants”) filed their Motion to Dismiss
 3 Plaintiffs Thomas Weisel Partners LLC’s and Thomas Weisel International Private
 4 Limited’s (collectively “TWP”) First Amended Complaint for lack of personal jurisdiction
 5 and forum non conveniens. The hearing on the BNP Paribas Defendants’ Motion originally
 6 was noticed for April 28, 2008.

7 WHEREAS, on March 20, 2008, the BNP Paribas Defendants and TWP entered into a
 8 Stipulation re Jurisdictional Discovery and Vacating Hearing Date (Docket Entry No. 26),
 9 pursuant to which the hearing date on the BNP Paribas Defendants’ Motion was postponed
 10 to allow the parties time to conduct discovery on issues raised by said Motion. This
 11 Stipulation also provided that the BNP Paribas Defendants’ Motion be heard no later than
 12 July 28, 2008. The Court entered its Order approving this Stipulation on March 26, 2008
 13 (Docket Entry No. 29).

14 WHEREAS, on April 24, 2008, Defendant Praveen Chakravarty (“Chakravarty”) filed
 15 his Motion to Dismiss TWP’s First Amended Complaint. Thereafter, Chakravarty noticed
 16 the hearing on his motion for July 28, 2008 (Docket Entry No. 37).

17 WHEREAS, on June 18, 2008, the parties’ Stipulation and [Proposed] Order Re
 18 Consolidated Opposition to Defendants’ Jurisdictional Motions and Request for Additional
 19 Pages was filed, setting forth the parties’ agreement that TWP would file one consolidated
 20 opposition to the two separate pending Motions to Dismiss of no more than 40 pages in
 21 length (Docket Entry No. 42). On June 23, 2008, the Court entered its Order granting TWP
 22 said relief (Docket Entry No. 44).

23 WHEREAS, it came to the attention of the BNP Paribas Defendants in the process of
 24 preparing a Re-Notice of Hearing on their Motion to Dismiss that the Court is unavailable on
 25 July 28, 2008 to hear the two pending Motions to Dismiss;

26 WHEREAS, August 18, 2008 is the first date that counsel for all of the parties and the
 27 Court are available to conduct the hearing on the two pending Motions to Dismiss;

28 WHEREAS, the parties submit the instant Stipulation and Proposed Order in order to
 STIPULATION AND [PROPOSED] ORDER RE HEARING ON MOTIONS TO DISMISS C-07-6198 MHP

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1 obtain relief from the current July 28, 2008 motion hearing deadline set by the Court in its
 2 aforesaid March 26, 2008 Order, and to set the schedule for the remaining briefing on the
 3 pending Motions to Dismiss.

4 NOW, THEREFORE, the Parties HEREBY STIPULATE AND AGREE as follows:

5 1. The hearing on the BNP Paribas Defendants' Motion to Dismiss TWP's First
 6 Amended Complaint shall be rescheduled for August 18, 2008 at 2:00 p.m. in Courtroom 15
 7 of the above-captioned Court before the Honorable Marilyn Hall Patel.

8 2. The hearing on Chakravarty's Motion to Dismiss, currently scheduled for July
 9 28, 2008, shall be taken off calendar and rescheduled for August 18, 2008 at 2:00 p.m. in
 10 Courtroom 15 of the above-captioned Court before the Honorable Marilyn Hall Patel.

11 3. TWP shall file its consolidated opposition papers to the two aforesaid Motions to
 12 Dismiss on or before July 10, 2008.

13 4. The BNP Paribas Defendants and Chakravarty shall file their reply papers in
 14 support of their respective Motions to Dismiss on or before August 4, 2008.

15 IT IS SO STIPULATED AND AGREED:

16
 17 Dated: June 27, 2008

GILBERT R. SEROTA
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 MICHAEL L. GALLO
 HOWARD RICE NEMEROVSKI CANADY
 FALK & RABKIN
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21 By: _____ /s/
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 24 THOMAS WEISEL PARTNERS LLC
 and THOMAS WEISEL
 INTERNATIONAL PRIVATE
 LIMITED

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1 Dated: June 27, 2008
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7 PARIBAS and BNP PARIBAS
8 SECURITIES (ASIA) LIMITED

9 Dated: June 27, 2008
10

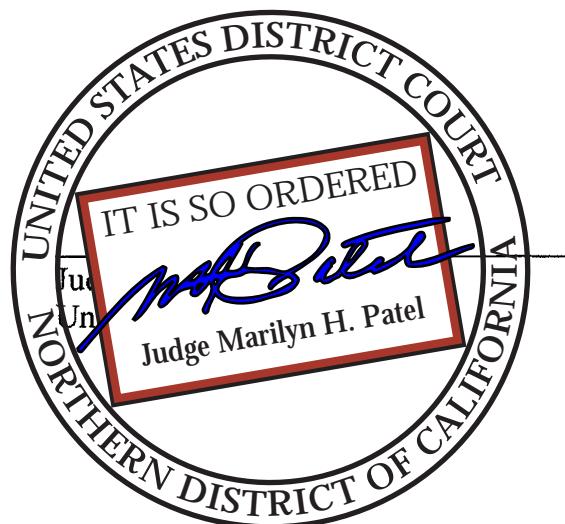
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12 MICHAEL E. WILBUR
13 COOK|ROOS|WILBUR|THOMPSON

14 By: TRACY THOMPSON
15

16 Attorneys for Defendant
17 PRAVEEN CHAKRAVARTY

18 PURSUANT TO STIPULATION, IT IS SO ORDERED.
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20 July 3
21 Dated: June , 2008
22



1 Dated: June 27, 2008
2

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By: TJW
11 TRACY THOMPSON
12
13 Attorneys for Defendant
PRAVEEN CHAKRAVARTY
14

PURSUANT TO STIPULATION, IT IS SO ORDERED.
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Dated: June ___, 2008
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20 Judge Marilyn Hall Patel
21 United States District Judge
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